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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/070,908	07/12/2002	Makoto Yoneya	220523US0PCT	2995
22850	7590	07/07/2009		
OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
EXAMINER				
NGUYEN, HOAN C				
ART UNIT		PAPER NUMBER		
2871				
NOTIFICATION DATE		DELIVERY MODE		
07/07/2009		ELECTRONIC		

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10070908	7/12/2002	YONEYA ET AL.	220523US0PCT

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Applicants arguments are based on the references (Clark, Patel and Jaegemalm), which are used in the 102 rejection that appears in the final rejection mailed on 10/20/2006 and Examiner Answer mailed on 10/23/2007. Device Claims should base on structure. However, the in-plane switching electrodes have same structure with interdigitated electrodes. Applicants fails to show the in-plane switching electrodes and interdigitated electrodes have different structures.

Examiner used the references (Held, Broer or Tomioka) ONLY to response to the references (Clark, Patel and Jaegemalm) of applicants (but not due to improper 102 rejection). Besides, the references of Clark, Patel and Jaegemalm do not show any structure of interdigitated electrodes. The references of Held and Broer used to show conventional in-plane switching electrodes, which have same structure with interdigitated electrodes.

The 102-rejection stands by itself. Applicants still fail to shows the in-plane switching electrodes and interdigitated electrodes have different structures, even with outside references (Clark, Patel and Jaegemalm). None of these references shows structure of interdigitated electrodes.

/David Nelms/
Supervisory Patent Examiner, Art Unit 2871

HOAN C. NGUYEN
Examiner
Art Unit: 2871